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7

8 UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 OAKLAND DIVISION

11 UNITED STATES OF AMERICA, ) NO. 17-CR-24-JST  
12 )  
Plaintiff, )  
13 )  
v. ) **STIPULATION AND ~~PROPOSED~~**  
14 ) **ORDER TO CONTINUE SENTENCING**  
ALBERTO ACOSTA, ) **HEARING DATE**  
15 ) Hearing Date: March 16, 2018  
Defendant. )  
16 \_\_\_\_\_ )

17 The above-captioned matter is set on March 16, 2018, before this Honorable Court for a  
18 sentencing hearing. The parties jointly request that the Court continue this matter to April 20, 2018,  
19 at 9:30 a.m., for sentencing. The reason for this continuance is set forth below.

20 Mr. Acosta pleaded guilty to being a felon in possession of a firearm. In preparation for  
21 sentencing, defense counsel identified a possible issue with one of Mr. Acosta's prior convictions  
22 in the final Pre-sentence Investigation Report that may affect his criminal history calculation. On  
23 March 8, 2018, defense counsel provided government counsel and the probation office with  
24 records for review. The parties are investigating the issue and need more time to assess the  
25 relevant records. The parties agree that it is important to sort out this issue before sentencing. For  
26 these reasons, the parties request that the Court continue the sentencing hearing date to April 20,  
27 2018.  
28

The parties have contacted Karen Mar who is the probation officer assigned to this case. Ms. Mar is available on the requested date and has no objection to this continuance. There are no Speedy Trial issues to consider, since Mr. Acosta has already entered his guilty plea.

Dated: March 9, 2018

Respectfully submitted,

/s/  
CHRISTINA M. McCALL  
Assistant United States Attorney

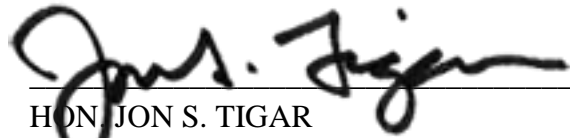
/s/  
ANGELA M. HANSEN  
Assistant Federal Public Defender

1 **~~PROPOSED~~ ORDER**

2 Based on the reasons provided in the stipulation of the parties above, and for good cause  
3 shown, the Court hereby ORDERS that the sentencing hearing date of March 16, 2018 is vacated  
4 and reset for April 20, 2018, at 9:30 a.m.

5  
6 March 12, 2018

7 DATE

  
HON. JON S. TIGAR  
United States District Judge